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20 **UNITED STATES DISTRICT COURT**
21 **NORTHERN DISTRICT OF CALIFORNIA**
22 **OAKLAND DIVISION**

23 DREW KLAUSNER;

24 Case No. CV 09-03502-CW

25 Plaintiff,

26 **STIPULATION & ORDER EXTENDING
EXPERT WITNESS DEADLINES;
DECLARATION OF NAKI M. IRVIN**

27 v.

28 [Civ. L.R. 6-2]

INDUSTRIAL LIGHT AND MAGIC, a
division of LUCASFILM ENTERTAINMENT
COMPANY LTD. and DOES 1 through 25,
inclusive,

Action Filed: July 30, 2009
Trial Date: April 11, 2011

Defendants.

STIPULATION OF THE PARTIES

WHEREAS, the deadline to disclose the identities and reports of expert witnesses in this case is currently August 31, 2010, and the deadline to complete expert discovery is October 1, 2010;

WHEREAS, the trial of this action is not scheduled to begin until April 11, 2011;

WHEREAS, Defendant's motion for summary judgment or, in the alternative, summary adjudication is scheduled for hearing on September 16, 2010;

WHEREAS, the Parties desire to prevent unnecessary expenditures of expert fees and delay preparation of expert reports until after Defendant's summary judgment motion is heard;

WHEREAS, continuing the expert discovery deadlines would not delay the trial date or otherwise affect the schedule for this case;

THEREFORE, pursuant to Civil Local Rule 6-2, the Parties to this action, by and through their counsel of record, do HEREBY STIPULATE AND REQUEST THE COURT TO ORDER as follows: (1) The deadline to disclose the identities and reports of expert witnesses is extended from August 31, 2010 to October 29, 2010; and (2) The deadline to complete expert discovery is extended from October 1, 2010 to December 1, 2010.

IT IS SO STIPULATED.

DATED: August 20, 2010

MARGOLIS & TISMAN LLP

By: /s/ Naki M. Irvin
NAKI M. IRVIN

Attorneys for Defendant
INDUSTRIAL LIGHT AND MAGIC, a
division of LUCASFILM ENTERTAINMENT
COMPANY LTD.

DATED: August 20, 2010

PIERCE & SHEARER LLP

By: /s/ Stacy North
STACY NORTH

Attorneys for Plaintiff
DREW KLAUSNER

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

(1) The deadline to disclose the identities and reports of expert witnesses is extended from August 31, 2010 to October 29, 2010; and

(2) The deadline to complete expert discovery is extended from October 1, 2010 to December 1, 2010.

DATED: 8/24/2010

Chadiele Witt

HON. CLAUDIA WILKEN
United States District Court Judge



DECLARATION OF NAKI M. IRVIN

I, Naki M. Irvin, hereby declare and state as follows:

1. I have personal knowledge of the facts set forth below.

2. I am a partner with Margolis & Tisman LLP, which is counsel of record in this action for Defendant Industrial Light & Magic, a division of Lucasfilm Entertainment Company Ltd. (“Defendant”). Pursuant to Civil Local Rule 6-2(a), I am making this declaration to accompany the parties’ stipulated request for an order extending the expert witness deadlines in this case.

3. The reason for the requested enlargement of time is that Plaintiff's counsel requested extending the expert deadlines to delay incurring expert fees and to delay preparation of expert reports until Defendant's summary judgment motion is heard. Defendant agreed to the requested extension.

4. The only prior time modifications in this case have related to the fact and expert discovery deadlines.

5. The requested time modification will not delay the trial, which is not scheduled to begin until April 11, 2010, or otherwise affect the schedule for this case.

I declare, under penalty of perjury, under the laws of the United States, that the foregoing is true and correct, and that this declaration was executed this 20th day of August, 2010, at San Francisco, California.

/s/ Naki M. Irvin
NAKI M. IRVIN